

# United States Court of Appeals for the Federal Circuit

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IN RE FENOFIBRATE PATENT LITIGATION

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LUPIN ATLANTIS HOLDINGS S.A.,  
*Plaintiff-Appellant,*

v.

MYLAN INC. AND MYLAN PHARMACEUTICALS  
INC.,  
*Defendants-Appellees,*

AND

ETHYPHARM, S.A.,  
*Defendant.*

USDC SDNY  
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2013-1141

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Appeal from the United States District Court for the  
Southern District of New York in Nos. 11-MD-2241, 11-  
CV-3861, and 11-CV-3893, Judge Jed S. Rakoff.

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JUDGMENT

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ROBERT F. GREEN, Leydig, Voit & Mayer, Ltd, of Chicago, Illinois, argued for plaintiff-appellant. With him on the brief were CHRISTOPHER T. GRIFFITH and KATE M. LESCIOTTO; and JAMAICA P. SZELIGA, of Washington, DC. Of counsel was JESSICA M. TYRUS.

JAMES H. WALLACE, JR., Wiley Rein LLP, of Washington, DC, argued for defedants-appellees. With him on the brief were MARK A. PACELLA, ROBERT J. SCHEFFEL, CLAIRE J. EVANS, KARIN A. HESSLER, and ADRIENNE G. JOHNSON.

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THIS CAUSE having been heard and considered, it is

ORDERED and ADJUDGED:

PER CURIAM (PROST, MOORE, and O'MALLEY, *Circuit Judges*).

**AFFIRMED. See Fed. Cir. R. 36.**

ENTERED BY ORDER OF THE COURT

February 28, 2013  
Date

/s/ Jan Horbaly  
Jan Horbaly  
Clerk